

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

TEXTRON INNOVATIONS INC., }
 }
 }
Plaintiff, }
 }
 }
v. }
 }
THE TORO COMPANY, }
 }
 }
Defendant. }

**MOTION TO STAY LITIGATION PENDING DETERMINATION OF ITS
REQUESTS FOR REEXAMINATION BY THE U.S. PATENT OFFICE
AND FOR EXPEDITED TREATMENT**

Defendant The Toro Company (“Toro”) hereby moves this Court for a stay of this case in favor of Toro’s recently filed requests for reexamination of all of the asserted claims of the patents-in-suit. Toro further moves for expedited treatment and briefing on this motion. The grounds for this motion are set forth in the accompanying memorandum of law and supporting papers, filed contemporaneously herewith. A proposed Order is attached for the Court’s convenience.

Pursuant to Local Rule 7.1.1., counsel for Toro contacted counsel for Plaintiff about the attached motion. Plaintiff opposes Toro’s motion.

Respectfully submitted,

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Dated: March 23, 2007
785235 / 29362

Attorneys for Defendant The Toro Company

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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on March 23, 2007, the attached document was electronically mailed and hand delivered to the following persons and was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading:

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